IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO. 96 OF 2005
ALONGWITH
CRIMINAL APPLICATION NO. 97 OF 2005

Shri. Anant Hegde & Ors ...Applicants

Versus

SICOM Ltd. & Anr ...Respondents

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Mr. P. C. Kansara i/b M/s. Kansara & Thanekar, Advocate for Applicants

Mr. D.M. Purandare i/b M/s. Kartikeya & Associates for Respondent No.1.

Mr. V.B.Konde Deshmukh, A.P.P. for State.

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CORAM: SMT. V.K. TAHILRAMANI, J.

DATED: 9TH SEPTEMBER, 2005

P. C.:-

1. Heard the learned advocate for the applicants i.e. original accused, the learned advocate for the respondent No.1 i.e. original complainant and the learned A.P.P. for the State.

2. The applicants are seeking quashing of complaint Old No. 5704 (7349) of 2004 new Case No. 3/SS/2005 and Old No. 5706(7348) of 2004 new Case No. 4/SS/2005 which are pending before the Additional Chief Metropolitan Magistrate, 47th Court, Esplanade, Mumbai. The said cases are under Section 138 of

Negotiable Instruments Act. In the said cases process has been issued against the applicants by the learned Magistrate.

3. It is stated that revisions has been preferred by the applicants against the order of the Magistrate issuing process, before the concerned Sessions Court. The said revisions are pending before the Sessions Court at Pune. In view of the fact that the revisions are pending before the Sessions Court at Pune, I am not inclined to interfere and it is open to the applicants to pursue the said revisions.

4. Applications are disposed of in terms of the above order.

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